



NIELSON CONSTRUCTION

GENERAL CONTRACTORS

P.O. Box 620 • 825 North Loop Road • Huntington, Ut. 84528
(435) 687-2494 • Fax: (435) 687-9721

S/049/0052
cc: Lynn
Task 3279
0001

December 28, 2009

State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
PO Box 145801
Salt Lake City, UT 84114-5801

RE: Nielson Construction Emma Park Pit Notice of Intent

Mr. Lynn Kunzler,

I have received some additional documents that I would request be added to Nielson Construction's Emma Park pit Notice of intent.

Please find enclosed a notice from NRCS regarding soil types found in the area along with the T&E inventory performed on the property by Ronald J. Kass, Ph.D.

Thanks,

Wayne McCandless
Nielson Construction

RECEIVED
JAN 04 2010
DIV. OF OIL, GAS & MINING

0001

United States Department of Agriculture



Natural Resources Conservation Service
540 West Price River Drive
Price, Utah 84501

Wayne McCandless
Nielson Construction
P.O. Box 620
Huntington, Utah 84528

Dec. 1, 2009

Purpose: Prime farmland Emma Park

Mr. McCandless:

The area you requested soils information for, in Emma Park, located in the S.E. $\frac{1}{4}$ of the East $\frac{1}{2}$ of Section 32 T.11 S. R.9 E. has no prime, unique or farmlands of statewide importance. This area is mapped as the DJE soil mapping unit and is similar to the soils mapped near by, in the area described in our previous letter from Robert Fish. These soils are moderately deep or shallow to limestone and have more than 35 percent rock fragments in the profile or on the soil surface. You also received a map of the soils which I believe includes this area.

If you need further assistance let us know.

A handwritten signature in cursive script that reads "Leland Sasser".

Leland Sasser, NRCS Soil Scientist

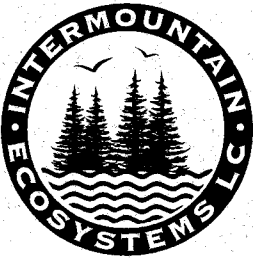
RECEIVED

JAN 04 2010

DIV. OF OIL, GAS & MINING

Helping People Help the Land

An Equal Opportunity Provider and Employer



270 East 1230 North • Springville, UT 84663 • (801) 489-4590 • Fax (801) 489-8236

8 December 2009

W. Wayne McCandless
Nielson Construction
P.O. Box 620
Huntington, UT. 84528

RE: Emma Park Pit, Utah County—T&E Inventory

Dear Mr. McCandless:

On November 20, I inventoried approximately 80 acres for the occurrence of Threatened and Endangered Species administered under the Endangered Species Act of 1973. The parcel is approximately located at Township 11 South and 9 East, E1/2 SE1/4, Sec 32 near Kyune, Utah. The 80 acre site was vegetated to big sagebrush and montane shrubs. Mineral rights belong to the Utah State Trust lands and the surface rights belong to Mr. James Jensen.

I did not observe any habitat for federally listed T&E plant or animal species. In addition, I did not observe any indications of white-tailed prairie dogs or suitable habitat for the sage grouse which are Utah Species of Special Concern.

I therefore conclude a "No Affects" determination for federally listed T&E species. I have photographs on file if they are needed for future correspondence with the Utah Division of Wildlife Resources or the U.S. Fish and Wildlife Service. Thanks for the opportunity to work on this project. If there are any questions, please contact me.

Sincerely,

Ronald J. Kass, Ph.D.
Botanist

RECEIVED

JAN 04 2010

DIV. OF OIL, GAS & MINING